IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.LAKSHMANA REDDY

TAKEN UP WRIT PETITION NO. 165 OF 2007

Dated : Janusary 17, 2007

Between:

Smt. Asha Bee

Petitioner

AND

The Station House Officer,
Rajendranagar Police Station,
Cyberabad and others

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.LAKSHMANA REDDY

TAKEN UP WRIT PETITION No.165 OF 2007

ORAL ORDER: **(per the Hon'ble Sri Justice D.S.R.Varma)**

Heard the learned Government Pleader for Home,

representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up on the basis of a letter, dated 28.12.2006, by one Smt.Asha Bee, W/o. Syed Babu Miya, R/o.4-13-135, 9 Number, Mohammadabad, Hyderabad, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that her son by name Syed Ahmed, an auto driver, was forcibly abducted by the respondent No.1 -- Station House Officer, Rajendranagar Police station, Cyberabad, on 15.12.2006 at 2.00 a.m., and she has been apprehending danger to the life of her son.

3. On notice being issued, by this Court, the Inspector of Police, Rajendranagar Police Station, Cyberabad, filed a counter-affidavit stating, *inter alia*, that the alleged detenue was not concerned in any case relating to that police station and there was no need for the respondent No.1 to arrest the alleged detenue; that on receipt of communication from the office of the learned Advocate General, enquiries were conducted and it was revealed that the alleged detenue was arrested by the Police, Medchal Police Station, in connection with Cr.No.482 of 2006, registered for the offence punishable under Section 379 I.P.C., and pursuant thereto, he was produced before the VI Metropolitan Magistrate, Medchal, on 06.01.2007 and as of now, he is lodged in Central Prison, Cherlapally.

4. In view of the revelations in the counter-affidavit, particularly in view of the fact that the alleged detenue was arrested in Cr.No.482 of 2006 of Medchal Police Station and remanded to judicial custody, no interference is called

for in the writ petition.

5. The writ petition fails and is liable to be dismissed.

6. Accordingly, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

_____

D.S.R.Varma, J.

_____

P.Lakshmana Reddy, J.

January 17, 2007
MAS/KRK